

2/28/96

IN THE UNITED STATES COURT OF FEDERAL CLAIMS

INSLAW, INC., a Delaware Corporation,  
and WILLIAM A. HAMILTON and  
NANCY BURKE HAMILTON,

Plaintiffs,

vs.

UNITED STATES OF AMERICA,

Defendant.

Congressional Reference  
No. 95-338X

Judge Miller

AFFIDAVIT OF THOMAS M. STRZEMIENSKI

Personally appeared before me, an officer duly authorized to administer oaths,  
Thomas M. Strzemienksi who deposes and says:

1.

My name is Thomas M. Strzemienksi. I reside in Annapolis, Maryland. I am an  
adult sui juris and I have personal knowledge of the facts recited in this affidavit.

2.

I am a former congressional investigator under the supervision of Congressman  
Charlie Rose, Chairman of the House Administration Committee and Chairman of the  
Department of Operations Research and Foreign Agriculture, Subcommittee of the House  
Committee on Agriculture.

Prior to my employment with Congressman Rose, I was employed by the U.S. Customs Service. As an employee of the Customs Service for the period 1984-1991, I became aware of the employment concerns of individuals who may wish to reveal misconduct, mismanagement, or illegal activities within the U.S. Customs Service. Since leaving my job in the U.S. House of Representatives, I have continued to pursue facts related to significant cases with which I am familiar.

3.

On Wednesday, January 24, 1996, I attended a luncheon at a restaurant in the Reston Towncenter, Reston, Virginia, named Clyde's. The luncheon was a reunion between myself and two former Customs officials with whom I have had little contact since my employment in the U.S. Congress. One of the former Customs officials is John Naveau. The other does not want his name revealed because he fears reprisals from the government. There had been no discussion or acknowledgment of the INSLAW company or the PROMIS software which was created by the company prior to this gathering. I introduced the case as one of the most important cases of alleged government corruption with which I had become familiar during my employment with Congressman Rose.

4.

During our meal, I stated that the INSLAW case is one in which the U.S. Customs Service plays an important role because the TECS II (Treasury Enforcement Communications System) is believed to be a pirated version of the PROMIS software. I also stated that I knew that one of the contracting officials who had worked on the

original contract between INSLAW and the Department of Justice, a Mr. Peter Videnieks, was now an employee of the Customs Service. While an employee of the Customs Service, I had no personal knowledge of the PROMIS software.

5.

Also, during our lunch, the former Customs official who does not want to be identified and who was a Special Agent from the Office of Internal Affairs, stated that he was familiar with the INSLAW case. He stated that when in the Office of Internal Affairs he had personally read the case file. He stated that Customs had no interest in this case other than possible misconduct on the part of the Customs employee, Mr. Peter Videnieks. He stated that Customs had investigated the matter and that Mr. Videnieks had said that it all happened so long ago that he really couldn't remember anything about it. The case was then closed.

6.

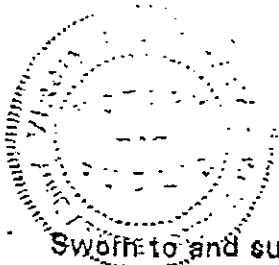
The former Internal Affairs Agent then stated: "Everyone knows that the TECS II is the PROMIS software. But, the PROMIS software in TECS is not the software that belongs to the Hamiltons; it is a far more advanced software than what they developed, so it could not belong to them. It's all a lot of bullshit. We investigated and as far as we're concerned the case is closed."

7.

The following day I spoke by telephone to the third individual in attendance at the luncheon, John Naveau. I asked Mr. Naveau to recall what was stated with regard to the

INSLAW case and the PROMIS software. This person confirmed that the Internal Affairs Agent had stated, "everyone knows the TECS II software is the PROMIS software."

FURTHER AFFIANT SAYETH NOT.



Thomas Strzeminski  
THOMAS STRZEMIENSKI

Sworn to and subscribed before me,  
this 28<sup>th</sup> day of FEBRUARY, 1996.

Virginia Varnas  
Notary Public VIRGINIA VARNAS  
Commission Expires: 4/1/99